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ARREST NUMBER

2012-0390

DEFENDANT(S) NAME	DOB	ARREST CODE	DATE	TIME
EVANS, MICHAEL RICHARD	11/14/83	484 P.C.	04-17-12	1720

PETTY THEFT

OFFICER 1: HAYES, D. #125

OFFICER 2: MOONEY, C. #124

SOURCE OF ACTIVITY:

THE ABOVE OFFICERS WERE WORKING AS CONTRACTED, UNIFORMED SECURITY OFFICERS FOR THE HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT / ANDREWS INTERNATIONAL 6801 HOLLYWOOD BL SUITE# 169, CA 90028 (323) 465-0122.

INVESTIGATION:

ON THE ABOVE DATE AND TIME; OFFICERS WERE CALLED BY CVS / PHARMACY PERSONNEL (MGR WARREN AGUILING), AND ADVISED OF A 484 P.C. / 41.24(D)LAMC THAT JUST OCCURRED. WE ARRIVED TO THE LOCATION AND FB-2 (OFCRS MELVIN AND WATKINS) WERE ALREADY ON SCENE. WE (OFCRS HAYES AND MOONEY) WERE CONTACTED BY STORE MANAGERS (WARREN AGUILING & DARREN MARS / 323-463-7900) WHO ADVISED US THAT THEY BELIEVED THE DEFT LOCKED HIMSELF INSIDE THE STORE BATHROOM AND WAS POSSIBLY CONSUMING FOOD THAT THE DEFT STOLE FROM WITHIN THE STORE. AT THIS TIME FB-5 (SUPV REYES & OFCR SEWELL) ARRIVED TO OUR LOCATION AS WELL. WE APPROACHED THE STORE BATHROOM WHERE THE DEFT HAD BARRICADED HIMSELF. WE ASKED THE DEFT TO EXIT THE BATHROOM NUMEROUS TIMES WITH NEGATIVE RESULTS. WITH THE APPROVAL OF SGT REYES AND BOTH STORE MANAGER OFCR WATKINS DEPLOYED OLEORESIN CAPSICUM (AKA OC SPRAY) THROUGH A SMALL CRACK BETWEEN THE DOOR JAM AND BATHROOM DOOR. WE WAITED APPROX 3-4 MINUTES WHILE GIVING ORDERS TO THE DEFT TO EXIT THE STORES BATHROOM. HE REFUSED TO EXIT THE BATHROOM. OFCR HAYES THEN DEPLOYED OLEORESIN CAPSICUM SPRAY THROUGH THE SAME SMALL OPENING IN THE BATHROOM. THE DEFT WAS HEARD COUGHING AND HACKING EXCESSIVELY AT THIS POINT. WE AGAIN ORDERED THE DEFT TO EXIT THE BATHROOM WITH NEGATIVE RESULTS. WHILE WAITING FOR THE STORE MANAGER (DARREN MARS) TO RETURN WITH A SPECIAL KEY TO OPEN THE LOCKED BATHROOM DOOR, OFCR WATKINS WAS ABLE TO RIG THE LOCK TO AN OPEN POSITION THEREFORE GIVING ACCESS TO THE BATHROOM AND DEFT. OFCRS HAYES AND MOONEY ENTERED THE BATHROOM TO EXTRACT THE DEFT WHO WAS COUGHING

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EXCESSIVELY. THE DEFT WAS QUICKLY HANDCUFFED WITHOUT INCIDENT.

THE DEFT WAS ESCORTED OUT OF THE STORE TO THE FRONT PARKING LOT. LAFD PARAMEDICS WERE CALLED BY OFCR SEWELL VIA CELL PHONE. LAFD RESCUE 876 (RAMIREZ / MEDINA) RESPONDED TO OUR LOCATION AND TREATED THE DEFT. HE WAS DEEMED OKAY TO BOOK OR BE RELEASED.

THE STORE MANAGER (WARREN AGUILING) ADVISED US THAT THE DEFT CONSUMED A BOTTLE OF "COKE CLASSIC" AND A PACKAGE OF "LUNCH ABLE HAM". THE STORE MANAGER STATED THAT THE VALUE OF THE TWO COMBINED ITEMS WERE \$5.97.

STORE MANAGER WARREN AGUILING SIGNED AN ATTACHED PRIVATE PERSONS ARREST FORM FOR 41.24(D)LAMC (TRESPASSING) AND THE 484P. (PETTY THEFT).

ARREST:

THE DEFT WAS PLACED UNDER PRIVATE PERSONS ARREST **POWERS GRANTED UNDER 837P.C. / 484 (PETTY THEFT) & 41.24(D) LAMC (TRESPASSING). HANDCUFFED ADJUSTED AND DOUBLE LOCKED BY LAPD.** THE DEFT WAS SUBSEQUENTLY TRANSPORTED TO THE HBID SECURITY OFFICE..

ADDITIONAL: LAPD INFORMED US THAT THEY WILL BE BOOKING FOR 666 P.C.

BOOKING:

THE DEFENDANT WAS BOOKED BY LAPD OFFICERS RUIZ / DOMINGUEZ (6X68) WITH THE APPROVAL OF .SGT VIDAL

EVIDENCE:

COKE CLASSIC 20 OZ BOTTLE
1 CONTAINER OF LUNCHABLE HAM

PICTURE(S):

ATTACHED TO THE REPORT.

INJURY AND MEDICAL TREATMENT: THE DEFT WAS TREATED FOR "OC SPRAY" EXPOSURE. LAFD RESCUE 876 (RAMIREZ / MADINA) RESPONDED TO OUR LOCATION AND TREATED THE DEFT. THEY GAVE THE OKAY TO BOOK / RELEASE.

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